

# Court of Appeals, State of Michigan

## ORDER

Colleen Wallace v Dept of State Police

Docket No. 284925

LC No. 06-000076-MZ

Peter D. O'Connell  
Presiding Judge

Bill Schuette

Stephen L. Borrello  
Judges

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The Court orders that the motion for immediate consideration is GRANTED.

The motion to waive MCR 7.209 requirements is GRANTED.

In lieu of granting the application for leave to appeal, pursuant to MCR 7.205(D)(2), the Court orders that the March 27, 2008 order of the Court of Claims is VACATED. In Court of Appeals Docket No. 282897, this Court dismissed defendant's claim of appeal because no final order had been issued where the joined case of 06-031112-NI is still pending. Where no final judgment has been issued and defendant's time for appeal has not expired, the State Treasurer had no duties to perform under MCL 600.6458.

The motion for stay is DENIED as moot.

We do not retain jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

APR 21 2008

Date

*Sandra Schultz Mengel*  
Chief Clerk